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IN THE

Supreme Court of the United States

October Term, 1967

No. 974

In the Matter of

DIANA KEARNY POWELL

Petition for rehearing of Order denying Petition for Writ of Certiorari to the United States Court of Appeals for the District of Columbia Circuit

DIANA KEARNY POWELL

1500 Massachusetts Ave., N.W.
Washington, D.C. 20005

Petitioner pro se

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Petition for rehearing of Order denying Petition for Writ of Certiorari to the United States Court of Appeals for the District of Columbia Circuit

To the Honorable Chief Justice and the Associate Justices of the Supreme Court of the United States:

Petitioner Diana Kearny Powell respectfully prays for reconsideration of the Order entered the 17th day of June, 1968, denying petition for writ of certiorari in the above-entitled cause, and for a request by this Court directed to Respondent, the Chief Judge and associate Judges of the United States Court of Appeals for the District of Columbia Circuit, for a reply to this Petition for Rehearing, under Rule 58(2) and (3) of the Rules of this Court.

INTERVENING CIRCUMSTANCES AND GROUNDS NOT PREVIOUSLY PRESENTED

1. Record is necessary to proper consideration of Misc. 882, now pending.

The related case, Misc. 882, *In the Matter of Diana Kearny Powell,* relating to the disbarment proceedings before this Court, is pending in this Court. The record in this case is so closely related as to be inseparable, the grounds stated in the Order to show cause being solely disbarment in the United States Court of Appeals for the District of Columbia Circuit, which disbarment, in turn, stated no grounds except the disbarment in the United States District Court for the District of Columbia. While Petitioner continuously has maintained that the fact of disbarment, without showing of improper conduct, is insufficient, the fact that the original disbarment was the product of bias, influence peddling, and even blackmail to suppress Petitioner's Complaint of a crime, is also necessary.

2. Additional evidence has been established showing bias and prejudice by the Court to protect personal friends.

Additional competent evidence has come to light showing that the original complaint against Petitioner was the product of bias by the Court, and the wish to protect the prestige of personal friends and to win the favor of persons in positions of influence, without consideration of the facts of record. Petitioner cites the transcript of July 3, 1968, *Powell v. National Savings and Trust Company,* Civil Action No. 1307-68:

> ". . . You know who John E. Powell is? He was a very fine member of our Bar, a very excellent lawyer. He used to be a member of the Grievance Committee.

> I don't think he is dishonest or anything at all. I don't think he'd represent a dishonest client."

Petitioner submits that this admission that the decision of the Court is made upon the personal prestige of a member of the law firm involved in fraud is strong evidence that the disbarment of petitioner because she sought criminal prosecution of another associate of the same firm for deceptions and conflict of interest was also the product of bias and the exercise of personal influence and prestige, in disregard of the facts of record. Such a judgment of disbarment violates basic norms of justice, and Constitutional and common law rights to a fair and impartial trial.

3. Recent civil disorders pinpoint the urgency of maintaining the right to seek justice through legal channels of petition guaranteed by Amendment One of the Constitution and by the common law.

Petitioner has previously stressed, notably in the Answer to the Order to Show Cause in the disbarment in the Court of Appeals,[1] that she has been penalized for seeking redress for the serious wrongs committed against her through the legal channels of petition and complaint, supported by unopposed evidence of record.

Petitioner respectfully submits that continued disregard of basic justice in the instant case will add to the cause for disillusionment in our legal system by which less disciplined persons than Petitioner resort to violence for redress of wrongs, knowing that lawful petition is ignored.

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[1] Pet. 974, a10-a-11

CONCLUSION

WHEREFORE, Petitioner respectfully prays for reconsideration and granting of her Petition for Writ of Certiorari.

DIANA KEARNY POWELL

1500 Massachusetts Ave., N.W.
Washington, D.C. 20005

Petitioner pro se,

CERTIFICATE OF GOOD FAITH

I hereby certify that the foregoing Petition for Rehearing of the Petition for Writ of Certiorari in the above-entitled cause is presented in good faith and not for delay, and that it is restricted to intervening circumstances of substantial effect, or which to the extent that they were available to petitioner, were not previously presented.

Diana Kearny Powell